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COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, December 6, 2002

JOINT PETITION OF

CASE NO. PUC-2002-00202

EUREKA BROADBAND CORPORATION d/b/a
EUREKAGGN

and

ELINK TELECOMMUNICATIONS OF VIRGINIA, INC.,

For approval of the merger of Newco, a wholly owned subsidiary of Eureka Broadband Corporation d/b/a EurekaGGN, with and into eLink Telecommunications of Virginia, Inc., establishing eLink Telecommunications of Virginia, Inc., as a wholly owned subsidiary of Eureka Broadband Corporation d/b/a EurekaGGN

ORDER EXTENDING TIME FOR REVIEW

On October 10, 2002, Eureka Broadband Corporation d/b/a EurekaGGN (“EurekaGGN”) and eLink Telecommunications of Virginia, Inc. (“eLink”) (collectively, the “Petitioners”), filed a joint petition with the State Corporation Commission (“Commission”) requesting approval, under the Utility Transfers Act, of the merger of Newco, a wholly owned subsidiary of EurekaGGN, with and into eLink, thereby establishing eLink as a wholly owned subsidiary of EurekaGGN.

Pursuant to § 56-88.1 of the Code of Virginia (“Virginia Code”), the Commission must act on the joint petition within sixty days of the filing of the joint petition, or the joint petition will be deemed approved. In addition, § 56-88.1 allows the Commission to extend the sixty-day period for a period “not to exceed an additional 120 days.”

We note that the issues involved in the joint petition will require additional time for review. As such, we are of the opinion that sixty days is not sufficient time in which to investigate fully matters associated with the above-referenced joint petition. Therefore, it is appropriate to extend the period for review of issues under Virginia Code § 56-88.1 for a period of sixty days from the original sixty-day time period, or through February 7, 2003.

Accordingly, IT IS ORDERED THAT a review of the above-referenced joint petition governed by Virginia Code § 56-88.1 shall be extended for a period not to exceed sixty days from the original sixty-day time period, or through February 7, 2003.